

750 BERING DRIVE HOUSTON, TX 77057-2198 PHONE 713.787.1400 FAX 713.787.1440 A LIMITED LIABILITY PARTNERSHIP

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Giovanni Prodi et al.

Serial No.: 10/822,100

Confirmation No.: 1720

Filed: April 10, 2004

Title: METHOD FOR CONTROLLING

THE SPEED OF A TORQUE-CONTROLLED INTERNAL **COMBUSTION ENGINE** 

Group Art Unit: 3747

Examiner: Unknown

Atty. Docket No.: 12693.0027.00US00

### INFORMATION DISCLOSURE STATEMENT **UNDER 37 C.F.R. § 1.97**

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DATE OF DEPOSIT Supt. 21, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA

Signature

In compliance with the duty of disclosure and candor 37 C.F.R. § 1.56 (a), the undersigned representative submits with this paper patents, patent applications, publications, and other materials and information that may be material to the examination of the above noted patent application.

The Examiner's attention is specifically directed to the material that has been listed on enclosed Form PTO-1449 of which there is 1 page. A copy of each listed item is also enclosed.



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The undersigned representative requests that the Examiner consider the items identified on the enclosed Form PTO-1449 and that an initialed copy of the same be entered into the application file wrapper and returned to the undersigned representative with the next communication from the Office.

\*\*\*\*

The filing of this Information Disclosure Statement shall not be construed as a representation that a search of the prior art has been made, or an admission that the information cited is or is considered to be, material to the patentability, or that no other material information exists. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. [37 C.F.R. § 1.97(g)]

The submission of this Information Disclosure Statement is believed to be within three months of the filing date of the application or the date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever occurs last [37 C.F.R. § 1.97(b)].

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The undersigned representative authorizes the Commissioner to charge any additional fees under 37 C.F.R. § 1.16 or 1.17 that may be required, or credit any overpayment, to Deposit Account No. 01-2508, referencing Order No. 12693.0027.00US00.

The Examiner is invited to directly contact the undersigned representative by telephone to discuss any issues or questions presented by this paper.

Respectfully submitted,

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Date: September 21, 2004

Form PTO-1449 (mod/fied) SEP 2 1 2004

List of Patents and Publication for Applican

Atty. Docket No. 12693.0027.00US00 Serial No. 10/822,100

Applicant

Giovanni Prodi et al.

Information Disclosure Statement

(Use several sheets if necessary)

Filing Date: April 10, 2004 Group: 3747

U.S. Patent Documents See Page Error! Bookmark not defined.

Foreign Patent Documents See Page 1

Other Art See Page 1

#### **U.S. Patent Documents**

| Exam.<br>Init. | Ref.<br>Des. | Document<br>Number | Date       | Name          | Class | Sub<br>Class | Filing Date of App. |
|----------------|--------------|--------------------|------------|---------------|-------|--------------|---------------------|
|                | Al           | 5,495,835          | 03/05/1996 | Ueda          | 123   | 339.11       | 04/23/1993          |
|                | A2           | 5,765,527          | 06/16/1998 | Lehner et al. | 123   | 339.1        | 03/29/1996          |
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|                | A5           | 6,133,643          | 10/17/2000 | Lukich et al. | 290   | 40A          | 10/07/1997          |

# **Foreign Patent Documents**

| Exam.<br>Init. | Ref.<br>Des. | Document<br>Number | Date       | Country | Class | Sub<br>Class | Translation<br>Yes/No |
|----------------|--------------|--------------------|------------|---------|-------|--------------|-----------------------|
|                | B1           | WO01/61171         | 08/23/2001 | WIPO    | F02D  |              | N/A                   |
|                | B2           | FR2790516          | 09/08/2000 | France  | F02D  | 43/04        | Abstract              |
|                | В3           |                    |            |         |       |              |                       |
|                | B4           |                    |            |         |       |              |                       |
|                | B5           |                    |            |         |       |              |                       |

# Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

| Exam.<br>Init. | Ref.<br>Des. | Citation   |  |  |  |
|----------------|--------------|--|--|--|--|
|                | C1           | European Search Report for EP 04 10 1481 (June 30, 2004) |  |  |  |
|                | C2           |  |  |  |  |
|                | C3           |  |  |  |  |
| _              | C4           |  |  |  |  |
|                | C5           |  |  |  |  |

**Examiner:** 

**Date Considered:** 

EXAMINER: initial if reference considered, whether or not citation is in conformance with MPEP609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.